

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

Blue Spike, LLC,

*Plaintiff,*

v.

Texas Instruments, Inc., et al.,

*Defendants.*

CASE NO. 6:12-cv-499 MHS-  
CMC

LEAD CASE

Jury Trial Demanded

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Blue Spike, LLC,

*Plaintiff,*

v.

Civolution USA, Inc. and  
Civolution B.V.,

*Defendants.*

CASE NO. 6:12-cv-557-MHS

CONSOLIDATED CASE

Jury Trial Demanded

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**AGREED MOTION TO DISMISS CIVOLUTION USA, INC. AND  
CIVOLUTION B.V.**

Blue Spike, LLC (“Plaintiff”), on the one hand, and Civolution USA, Inc. and Civolution B.V. (“Defendants”), on the other, have reached an agreement in the above-captioned matter and have agreed to dismiss the claims, counterclaims, and causes of action between them.

Accordingly, pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff stipulates to the dismissal with prejudice of all claims and causes of action asserted in this case against Defendants, and Defendants stipulate to the dismissal with prejudice of all counterclaims and defenses asserted in this case against Plaintiff. The parties shall bear their own attorneys’ fees, expenses and costs.

By: /s/ Randall T. Garteiser

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***COUNSEL FOR DEFENDANTS  
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### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Federal Rule of Civil Procedure 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email.

/s/ Randall T. Garteiser